

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

GUARDIAN INDUSTRIES CORP.,

Plaintiff,

v.

DELL, INC.; GATEWAY, INC.;  
HEWLETT-PACKARD COMPANY; ACER INC.;  
ACER AMERICA CORPORATION; AOC INTERNATIONAL;  
ENVISION PERIPHERALS, INC.; TPV TECHNOLOGY, LTD.;  
TPV INTERNATIONAL (USA), INC.;  
CHUNGHWA PICTURE TUBES, LTD. a/k/a  
CHUNGHWA PICTURE TUBES COMPANY;  
TATUNG COMPANY; TATUNG COMPANY OF AMERICA, INC.;  
COMPAL ELECTRONICS, INC.;  
JEAN CO., LTD.; LITE-ON TECHNOLOGY CORPORATION;  
LITE-ON, INC. a/k/a LITEON TRADING USA, INC.;  
MAG TECHNOLOGY COMPANY, LTD.;  
MAG TECHNOLOGY USA, INC.;  
PROVIEW INTERNATIONAL HOLDINGS, LTD.;  
PROVIEW TECHNOLOGY, INC.; and  
PROVIEW ELECTRONICS COMPANY, LTD.

Defendants.

Case No.: 05-27-SLR

Jury Trial Demanded

STIPULATED DISMISSAL

WHEREAS, plaintiff, Guardian Industries Corp., and defendant Chunghwa Picture Tubes, Ltd., as indicated by the signature of counsel appearing below, have agreed to the dismissal of Chunghwa Picture Tubes, Ltd. from this action pursuant to Federal Rule of Civil Procedure 41 and subject to the terms of this Order and a confidential Settlement and License Agreement, dated April 7, 2006,

NOW, THEREFORE, it is ordered as follows:

1. The claims by Guardian Industries Corp. against Chunghwa Picture Tubes, Ltd. are hereby dismissed with prejudice with respect to Chunghwa Picture Tubes, Ltd.;

2. The counterclaims by Chunghwa Picture Tubes, Ltd. against Guardian Industries Corp. are hereby dismissed with prejudice with respect to Guardian Industries Corp.

3. Each party shall bear its own costs and attorneys fees attributable to the prosecution and defense of the claims against Chunghwa Picture Tubes, Ltd. and the counterclaims against Guardian Industries Corp.

**STIPULATED AND AGREED**

/s/ Richard K. Herrmann

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*Counsel for Chunghwa Picture Tubes, Ltd.*

SO ORDERED this \_\_\_\_\_ day of \_\_\_\_\_, 2006.

\_\_\_\_\_  
Judge Sue L. Robinson

**CERTIFICATE OF SERVICE**

I hereby certify that on the 11th day of May, 2006, I electronically filed the foregoing document, **STIPULATED DISMISSAL**, with the Clerk of the Court using CM/ECF which will send notification of such filing to the following:

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Additionally, I hereby certify that on the 11th day of May, 2006, the foregoing document was served via email on the following non-registered participants:

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